

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
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DOC #:
DATE FILED: 08/31/2023

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BENJAMIN HUYNH,

Plaintiff,

-v-

CODA PROJECT INC.,

Defendant.
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23-cv-4849 (LJL)

ORDER

LEWIS J. LIMAN, United States District Judge:

On the consent of the plaintiff, the Court dismisses the fifth cause of action for attorney's fees, Dkt. No. 1 at ECF pp. 11–12, on the ground that attorney's fees are not a separate cause of action, *see Lokai Holdings LLC v. Twin Tiger USA LLC*, 306 F. Supp. 3d 629, 644 (S.D.N.Y. 2018) (“[A]n award of attorney's fees is a remedy that underlies a cause of action, but does not give rise to a separate one.”). Plaintiff has also demanded attorney's fees in a separate ad damnum for all of his other causes of action. Dkt. No. 1 at ECF p. 12.

SO ORDERED.

Dated: August 31, 2023
New York, New York



LEWIS J. LIMAN
United States District Judge